

Applicants: La Gamma, et al.

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Please amend claim 65 as follows:

65. (Amended) A non-virally genetically modified non-tumorous astrocyte comprising DNA consisting of a first DNA encoding a selectable marker and a second DNA encoding a biologically active molecule, wherein (a) expression of the first DNA is regulated by a promoter, (b) expression of the second DNA is regulated by a regulatory element for controlling expression of the second DNA, which regulatory element includes a regulatable promoter which controls expression in said astrocyte, and (c) the first and second DNA, the promoters and the regulatory element are stably incorporated into the genomic DNA of the astrocyte.

REMARKS

Claims 65-79 are pending. Applicants have hereinabove canceled claims 76-79 without prejudice. Claim 65 has been amended to introduce certain format changes and to more specifically set forth what applicants regard as the invention. Applicants submit that these amendments raise no issue of new matter. Thus, claims 65-75 are now pending and under examination.

Pursuant to the requirements of 37 C.F.R. 1.121, applicants annex hereto as **Exhibit A** a copy of the amended claim marked-up to show the changes made herein relative to the previous version thereof.

In view of the arguments set forth below, applicants maintain that the Examiner's rejections made in the January 17, 2002 Office Action have been overcome, and respectfully request that the Examiner reconsider and withdraw same.